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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

MARK MORRISON, an individual;

Plaintiff,

VS.

ULI ZANGPO, an individual;

Defendants.

Case No: 3:08-CV-1945-EMC

DECLARATION OF MATTHEW KURILICH IN SUPPORT OF OPPOSITION TO DISMISS DUE TO LACK OF JURISDICTION

Date: September 10, 2008

Time: 10:30 a.m.

Courtroom: C, 15th FLR

DECLARATION OF MATTHEW KURILICH

I, MATTHEW KURILICH, hereby declare under penalty of perjury as follows:

1. I, MATTHEW KURILICH, am an attorney at law duly licensed to practice before all courts of the State of California. I am a sole practitioner.
2. I have personal knowledge of the facts set forth herein, and if called upon to do so, I could competently testify to the same.

- 1 3. I received a phone call from defendant's counsel, Neil Bloomfield (Bloomfield), on May
- 2 12, 2008 asking for a 28-day extension to answer the complaint on June 11, 2008 as
- 3 Bloomfield stated he had yet to meet with his client and he needed time to answer the
- 4 detailed complaint.
- 5 4. On June 9, 2008, I received a letter from defendant's counsel, Bloomfield, requesting
- 6 mediation and binding arbitration.
- 7 5. On June 10, 2008, I called Bloomfield and had a brief conversation where I granted a
- 8 second extension to file an answer and further agreed that I would draft and deliver a
- 9 proposed stipulation for binding arbitration, which was completed via email on June 11,
- 10 2008 at 1:46 p.m. (Exhibit 1 Email)
- 11 6. In my telephone discussion with Bloomfield, we did not discuss the motion to dismiss or
- 12 the motion to stay.
- 13
- 14

15 Dated: 6-20-08

16 By: /s/Matthew Kurilich

17 Matthew Kurilich,

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From: John Crabtree
Subject: **Morrison v. Zangpo**
Date: June 11, 2008 1:46:46 PM PDT
To: Neil Jon Bloomfield
Cc: Matt Kurilich mattkurilich@yahoo.com, Mark Morrison Law
> 1 Attachment, 85.0 KB

Mr. Bloomfield,

At the request of Matt Kurilich and Mr. Morrison, I am forwarding the attached, proposed stipulation, which includes certain edits dictated to me.

If you have any questions, please call Mr. Kurilich. (Please note that I am not counsel for Mr. Morrison).

John G. Crabtree
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Exhibit 1